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E-filed on July 15, 2011

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

CASE NO.: BK-N-11-50606-BTB
Chapter 12

MICHAEL GEORG/E ALVES and
ELIZABETH MEIRINHO ALVES, dba
ALVES GOAT DAIRY

**EX PARTE MOTION AND
STIPULATION TO CONTINUE
PLAN CONFIRMATION HEARING**

Proposed Hearing Date: Sept. 1, 2011
Proposed Hearing Time: 2:30 p.m.
Estimated time: 1 hour

Existing Hearing Date: Aug. 12, 2011
Existing Hearing Time: 2:00 p.m.

Debtors

MICHAEL GEORGE ALVES and ELIZABETH MEIRINHO ALVES, husband and wife, (“Debtors”), by counsel, move for a 20 day continuance of the plan confirmation hearing date in this case, now set for August 12, 2011 at 2 pm. The requested new hearing date and time is September 1, 2011 at 2:30 pm.

Debtors' Chapter 12 Plan, filed May 21, 2011, was originally set for hearing on July 7, 2011 at 10:30. At the outset of the July 7 hearing, Debtors requested that the confirmation hearing be set out to August 12, 2011 at 2:00 pm. No opposition was made and the request was granted upon cause shown. Debtors now seek an additional brief continuance of the confirmation hearing for the following reasons:

1. On July 6, 2011, the Trustee filed his Response to the Debtors' plan in which he

1 raised issues concerning Debtor's liquidation valuation, disposable income and feasibility. In the
 2 course of their attempts to comply with the Trustee's directions, Debtors have come to realize
 3 that they need the assistance of an agricultural expert, and are proposing to employ Bob Fletcher,
 4 Ph.D. to assist them work up and file the information requested by the Trustee, See Declaration
 5 of Mike Alves, filed separately herewith.

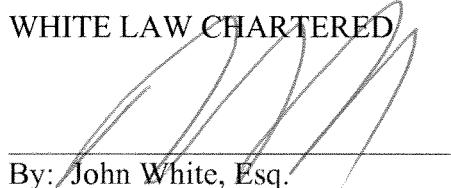
7 2. The price of corn, feed, fuel, diesel and other commodities has grown rapidly these
 8 past 4 months, as a result of which the schedules and exhibits filed with Debtors' original Plan
 9 are in need of review and amendment. See Declaration of Mike Alves, filed separately herewith.
 10

11 Debtors do not know of any prejudice which any creditor will suffer by reason of this
 12 requested continuance. The relief sought is authorized under Title 11 Section 1224 of the
 13 Fed.R.Bank.Procedure. As set forth in the Declaration of John White, filed herewith, the Trustee
 14 has no objection to this continuance request, and, by his signature below, Seth Adams, Esq.
 15 counsel for Aurora Loan Services (the only creditor to appear so far), consents to the continued
 16 September 1st, 2:30 p.m. hearing date.

17 A copy of the proposed Order Approving Ex-Parte Motion and Stipulation to Continue
 18 Plan Confirmation Hearing is attached.
 19

20 Dated July 15, 2011.

21 WHITE LAW CHARTERED

22 
 23 By: John White, Esq.

I consent to the above-referenced continued
 24 hearing date:

25 /s/ Seth Adams, Esq.

26 Seth Adams, Esq.

27 On behalf of McCarthy & Holthus, counsel
 28 for Aurora Loan Services

1
2 CERTIFICATE OF SERVICE
3

4 I hereby certify that I caused to be served a true and correct copy of the EX-PARTE
5 MOTION AND STIPULATION TO CONTINUE PLAN CONFIRMATION HEARING, and
6 the related Declarations of John White and Michael Alves, in the following manner:
7

8 1. By way of the Court's ECF System to all interested parties on July 15, 2011, at their
9 respective e-mail addresses as shown below:
10

11 M Nelson Enmark at nenmark.trustee@gmail.com
12 Amy N. Tirre on behalf of California AG Commodities at amy@amytirrelaw.com
13

14 2. By depositing a copy of the same in the United States Postal Office on July 15, 2011,
15 addressed to the parties described below:
16

17 Aurora Loan Services
18 2617 College Park
19 Scottsbluff, NE 69563-1706
20

21 Aurora Loan Services,
22 % Seth Adams, Esq.
23 sadams@McCarthyHolthus.com
24 McCarthy & Holthus, LLP
25 200 S. Virginia St., 8th Flr.
26 Reno, NV 89501
27

28 Les and Darlene Borges
29 255 Jersey Lane
30 Fernley, NV 89408
31

32 PNC Bank (Heloc)
33 P.O. Box 94982
34 Cleveland, OH 44101
35

36 PNC Bank
37 % Doreen Arra, Bankruptcy Department,
38 doreen arra@pncbank.com
39

40 Dennis L. Hay, Esq.
41 Law Office of Dennis L. Hay, Esq.
42 18780 East Highway 88, P.O. Box 745
43 Clements, CA 95227
44

45 Stewart & Jasper Marketing, Inc.
46
47

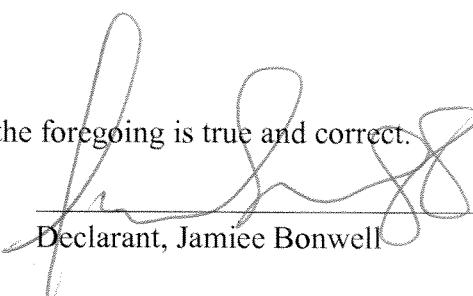
1 Attention : Ms. Linda Wortman or the Officer-in-Charge
2 3500 Shiells Road
3 Newman, CA 95360

4 I declare under penalty and perjury that the foregoing is true and correct.

5 Signed on: July 15, 2011

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Declarant, Jamiee Bonwell



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9 775-322-8000
10 775-322-1228 (Fax)
john@whitelawchartered.com

Counsel for the Debtors

11 UNITED STATES BANKRUPTCY COURT
12 DISTRICT OF NEVADA

13 IN RE:

14 Michael G. Alves & Elizabeth M. Alves, dba
15 Alves Goat Dairy

Debtors

) Case No: BK-N-11-50606-btb
16) Chapter 12
17)
18) ORDER APPROVING EX-PARTE
19) MOTION AND STIPULATION TO
20) CONTINUE PLAN CONFIRMATION
21) HEARING
22) /

Pursuant to Title 11 Section 1224 of the Fed.R.Bank.Procedure, and stipulation of
counsel, and it appearing that good cause exists;

IT IS HEREBY ORDERED that the Chapter 12 Plan Confirmation Hearing scheduled
for August 12, 2011 at 2:00 p.m., which hearing was continued from July 7, 2011 at 10:30 a.m.,
is hereby continued to September 1, 2011 at 10:30 a.m..

IT IS SO ORDERED.

Submitted by:

WHITE LAW CHARTERED

By: John White, Esq.,
Attorney for the Debtors